

Docket No.: 20692/0205418-US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Takeyoshi Yamada et al.

Application No.: National Phase of
PCT/JP2005/006160

Confirmation No.: N/A

Filed: Concurrently Herewith

Art Unit: N/A

For: HEAT-SHRINKABLE LAYERED
POLYOLEFIN FILM, HEAT-SHRINKABLE
LABEL, AND CONTAINER WITH THE
LABEL ATTACHED THERETO

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed:
(Check one of the boxes A-D)

- ☒ A. within three months of the filing date of the above-identified national application of within three months of the entry into the national stage of the above identified national application
- ☐ B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
- ☐ C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

(check one of the boxes "i" and "ii" below:)

- ☐ i. Counsel states that, upon information and belief, each item of information listed herein was (check one of boxes (a) or (b))
- ☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- ☐ (b) not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
- ☐ ii. A check for the fee set forth in 1. 17(p), presently believed to be \$180, is enclosed.
- ☐ D. after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. Under 37 CFR 1.17(i) a check in the amount of \$180.00 is enclosed. Counsel certifies that, upon information and belief, each item of information listed herein was

(check one of the boxes "a" and "b" below:)

- ☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- ☐ (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate.)

- ☒ A. Pursuant to the Notice issued by the United States Patent and Trademark Office dated July 11, 2003 waiving the requirements of 37 C.F.R. § 1.98(a)(2)(i), a copy/copies of the United States Patent on PTO/SB08 is/are not being submitted.
- ☐ B. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.
- ☐ C. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:

<<INSERT SERIAL NO. & FILING DATE>>

Applicant identifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 and/or PTO/SB/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

- ☒ 3. Cite No(s). BA-BM are not in the English language. In accordance with 1.98(c), Applicant states:

- ☒ An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.
- ☒ The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents cited in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
- ☐ A concise explanation of the relevance of document(s) _____ is set forth as follows: [Insert concise explanation of relevance]
- ☐ A concise explanation of the relevance of document(s) _____ can be found on page(s) _____ of the specification.
- ☐ A concise explanation of document(s) _____ can be found on the attached sheet.

- ☐ 4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 in the preamble to the final rules; 1135 OG 13 at 20).
- ☐ 5. Other information being provided for the examiner's consideration follows:

[An International Search Report, dated June 29, 2005, which issued during the prosecution of International Application No. PCT/JP2005/006160 which corresponds to the present application.]

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Early and favorable consideration is earnestly solicited.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: September 29, 2006

Respectfully submitted,

By 

Louis J. DelJuidice

Registration No.: 47,522

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
		Application Number	Not Yet Assigned		
		Filing Date	Concurrently Herewith		
		First Named Inventor	Takeyoshi Yamada		
		Art Unit	N/A		
		Examiner Name	Not Yet Assigned		
		Attorney Docket Number	20692/0205418-US0		
Sheet	1	of	2		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA*	US-2002/0192412-A1	12-19-2002	Satani et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	BA	JP-2000-202951-A	07-25-2000	Mitsubishi Plastics, Ind., Ltd.		✓
	BB	JP-2002-234115-A	08-20-2002	Gunze Ltd./Grand Polymer Co., Ltd.		✓
	BC	WO-01/64435-A1	09-07-2001	C. I. Kasei Company, Limited		✓
	BD	EP-1 270 203-A1	01-02-2003	C. I. Kasei Co., Ltd.		✓
	BE	JP-2002-052672-A	02-19-2002	Mitsubishi Plastics, Ind., Ltd.		✓
	BF	JP-60-168708-A	09-02-1985	Mitsui Petrochem Ind. Ltd.		✓
	BG	JP-61-120816-A	06-07-1986	Mitsui Petrochem Ind. Ltd.		✓
	BH	JP-61-115912-A	06-03-1986	Mitsui Petrochem Ind. Ltd.		✓
	BI	JP-61-115916-A	06-03-1986	Mitsui Petrochem Ind. Ltd.		✓
	BJ	JP-61-271308-A	12-01-1986	Mitsui Petrochem Ind. Ltd.		✓
	BK	JP-61-272216-A	12-02-1986	Mitsui Petrochem Ind. Ltd.		✓
	BL	JP-62-252406-A	11-04-1987	Mitsui Petrochem Ind. Ltd.		✓
	BM	JP-62-252407-A	11-04-1987	Mitsui Petrochem Ind. Ltd.		✓

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ CITE NO.: Those application(s) which are marked with an asterisk () next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(ii)) because that application was filed after June 30, 2003 or is available in the IFW. ² Applicant's unique citation designation number (optional). ³ See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
	CA	International Search Report for PCT/JP2005/006160 completed June 29, 2005.			
	CB	Patent Abstracts of Japan for JP2000-202951 published July 25, 2000.			
	CC	Patent Abstracts of Japan for JP2002-234115 published August 20, 2002.			
	CD	Patent Abstracts of Japan for JP2002-052672 published February 19, 2002.			
	CE	Patent Abstracts of Japan for JP2001-315260 published November 13, 2001.			
	CF	Patent Abstracts of Japan for JP60-168708 published September 2, 1985.			
	CG	Patent Abstracts of Japan for JP61-120816 published June 7, 1986.			
	CH	Patent Abstracts of Japan for JP61-115912 published June 3, 1986.			
	CI	Patent Abstracts of Japan for JP61-115916 published June 3, 1986.			
	CJ	Patent Abstracts of Japan for JP61-271308 published December 1, 1986.			
	CK	Patent Abstracts of Japan for JP61-272216 published December 2, 1986.			

Examiner Signature		Date Considered	
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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	Not Yet Assigned
				Filing Date	Concurrently Herewith
				First Named Inventor	Takeyoshi Yamada
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
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	CL	Patent Abstracts of Japan for JP62-252406 published November 4, 1987.	
	CM	Patent Abstracts of Japan for JP62-252407 published November 4, 1987.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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